IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

ORDER
IN
S.B. Civil Second Appeal No.589/2004

Krishi Upaj Mandi Samiti
...defendant-appellant
Versus
Banwari Lal Agarwal S/o Sadu Ram Agarwal
...plaintiff-respondent

Date of Order ::: 05.10.2006

Present
Hon'ble Mr. Justice Narendra Kumar Jain

Shri Sudeep Mathur, Advocate for
Shri Inderjeet Singh, Counsel for defendant-appellant
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By the Court:-

Heard learned counsel for the defendant-appellant.

The plaintiff-respondent filed a suit for permanent injunction, which was decreed by the lower court and the judgment and decree passed by the lower court has been affirmed by the learned first appellate court also.

The controversial issues involved in the present case are relating to question of fact and there is concurrent finding of fact by both the courts below, which cannot be interfered with by this Court in second appeal under Section 100 of the CPC.

No substantial question of law is involved in

this second appeal and the same is dismissed in limine.

(Narendra Kumar Jain) J.

//Jaiman//